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FROM:	Charles B. Cappellari Gen-Probe Incorporated 10210 Genetic Center Drive San Diego, California 92121 Phone No. (858) 410-8927 Facsimile No. (858) 410-8928	TO:	Examiner: Lacourciere, K. Group 1635
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Number of pages (including this cover page): 19

In re Patent Application of:)	Group Art Unit: 1635
)	
BECKER <i>et al.</i>)	Examiner: Lacourciere, K.
)	
Serial No. 09/808,558)	Atty. Docket No. GP068-05.CN3
)	
Filed: March 14, 2001)	Confirmation No. 3920
)	
Title: MODIFIED OLIGONUCLEOTIDES)	Date: January 19, 2005
AND METHODS FOR)	
DETERMINING THE PRESENCE)	
OF A NUCLEIC ACID ANALYTE)	
IN A SAMPLE)	

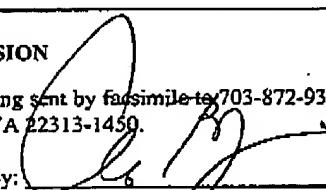
Transmitted herewith are the following:

- 1) Transmittal Form PTO/SB/21 (1 pg.);
- 2) Reply Under 37 C.F.R. § 1.111 (11 pgs.);
- 3) Attachment A: Copy of Form PTO-1449, filed August 3, 2001 (2 pgs.);
- 4) Attachment B: Copy of Form PTO/SB/08, filed September 3, 2003 (2 pgs.); and
- 5) Extension of Time Request, in duplicate, Form PTO/SB/22 (2 pgs.).

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I hereby certify that this correspondence (and any referred to as attached) is being sent by facsimile to 703-872-9306 on the date indicated below to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: January 19, 2005

By: 
Charles B. Cappellari
Registration No. 40,937

FORM

		First Named Inventor	Michael M. Becker
		Art Unit	1635
(to be used for all correspondence after initial filing)		Examiner Name	Lacourciere, K.
Total Number of Pages in This Submission	19	Attorney Docket Number	GP068-05.CN3

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
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<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Facsimile Cover Sheet (1 pg.); Attachment A, copy of Form PTO-1449 filed 8/3/01 (2 pgs.); and
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Attachment B, copy of Form PTO/SB/08 filed 9/3/03 (2 pgs.).
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> Landscape Table on CD
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<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Gen-Probe Incorporated		
Signature			
Printed name	Charles B. Cappellari		
Date	January 19, 2005	Reg. No.	40,937

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Charles B. Cappellari	Date	January 19, 2005

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:) Group Art Unit: 1635
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BECKER *et al.*) Examiner: Lacourciere, K.
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Serial No. 09/808,558) Atty. Docket No. GP068-05.CN3
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Filed: March 14, 2001) Confirmation No. 3920
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For: MODIFIED OLIGONUCLEOTIDES AND) **VIA FACSIMILE**
METHODS FOR DETERMINING THE)
PRESENCE OF A NUCLEIC ACID)
ANALYTE IN A SAMPLE)

REPLY UNDER 37 C.F.R. § 1.111

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In response to the Examiner's Office Action mailed on August 19, 2004, kindly enter the following amendments and consider the following remarks in connection with the above-captioned application.